

FREDERICK COUNTY LIQUOR BOARD
Public Meeting Minutes
Monday, August 1, 2011

Those Present: Mr. James E. McClellan, Chairman
Mr. Charles R. Cline, Board Member
Mr. Richard E. Zimmerman, Board Member
Mrs. Linda B. Thall, Sr. Assistant County Attorney
Mr. Harold C. DeLauter, Alcoholic Bev. Inspector
Mrs. Sandra Rees, Administrative Specialist IV
Mrs. Ashley Sklarew, Administrative Specialist IV

A Public Meeting was held at 12 E. Church Street, Frederick, Maryland, and was called to order at 8:00 am by Chairman McClellan.

1. **Violations** – Mr. Cline asked what happened to the fifth license violation that was scheduled to appear. Mrs. Sklarew stated that the licensee had submitted a request and there was a family emergency and they could not attend the Violation Hearing. Mr. Cline asked why the rule for only one postponement was not followed. Mrs. Rees stated that the first postponement was because the lawyer was not available and the second postponement was because the witness was not available.

2. Decision Required: Violation

RE: D. David Daniel, Phillip Oliveri
& Frederick Procter
for the use of Maryland
Convenience Company, Inc.
t/a Frederick Getgo
1000 W. Patrick Street B
Frederick, Maryland 21701
Class A, Off Sale, Beer & Light Wine
License Number 11AW 1882 SU
FCLB Case Number: 4809

The Board held a violation hearing on a charge that on December 29, 2010 either directly or through an employee, the licensee allegedly sold alcoholic beverages to a minor, Kyle Carter. Mrs. Thall swore in the licensees and potential witnesses. (See attached Sign In Sheet). The licensees pled Guilty. Mrs. Sklarew stated that the license was issued on December 6, 2006 and there was a

Late Renewal fine of \$50 on July 26, 2010.

MOTION ONE: Mr. Cline made a motion for a fine of \$400.

SECOND: Mr. Zimmerman seconded the motion.

FURTHER DISCUSSION

ON THE MOTION: There was no further discussion on the motion.

VOTE: Mr. Cline – Aye
Mr. Zimmerman – Aye
Mr. McClellan – Aye

The vote was unanimous. **Aye – 3 Nay – 0**
(Motion Passed)

3. Decision Required: Violation

RE: Jatinder Kaur & John
Thompson
for the use of MMJ Oil, LLC
t/a East Patrick Liberty
826 E Patrick Street
Frederick, Maryland 21701
Class A, Off Sale, Beer Only
License Number 11A 3211 SU
FCLB Case Number: 5128

The Board held a violation hearing on a charge that on March 26, 2011 either directly or through an employee, the licensee allegedly sold alcoholic beverages to a minor, Rita Lubrano. Mrs. Thall swore in the licensees and potential witnesses. (See attached Sign In Sheet). The licensees pled Guilty. Mrs. Sklarew stated the license was transferred on December 27, 2010 and currently there are no violations.

MOTION ONE: Mr. Cline made a motion for a fine of \$400.

SECOND: Mr. Zimmerman seconded the motion.

FURTHER DISCUSSION

ON THE MOTION: There was no further discussion on the motion.

VOTE: Mr. Cline – Aye
Mr. Zimmerman – Aye
Mr. McClellan – Aye

The vote was unanimous. **Aye – 3 Nay – 0**
(Motion Passed)

4. Decision Required: Violation

RE: Lowell Stevens
for the use of Nary
Corporation
t/a Sunrise Liquors
407 Jefferson Street
Frederick, Maryland 21701
Class A, Off Sale, Beer, Wine & Liquor
License Number 11AL 1204 SU
FCLB Case Number: 5130

The Board held a violation hearing on a charge that on March 26, 2011 either directly or through an employee, the licensee allegedly sold alcoholic beverages to a minor, Chelsea Marrocco. Mrs. Thall swore in the licensees and potential witnesses. (See Attached Sign In Sheet). The licensees pled Guilty with an explanation. Mr. Stevens, the licensee explained that in 46 years this was the first incident that has ever occurred. Mrs. Sklarew stated the license was issued on October 4, 1996 and there was a violation on August 15, 2005 for Failure to Notify the Board of Corporate Stock Changes and the disposition was Guilty with no fine. Also a violation on May 25, 2006, Failure to Notify the Board of Change of Manager and a written warning was issued.

MOTION ONE: Mr. Zimmerman made a motion for a fine of \$400.

SECOND: Mr. Cline seconded the motion.

FURTHER DISCUSSION

ON THE MOTION: There was no further discussion on the motion.

VOTE: Mr. Zimmerman – Aye
Mr. Cline – Aye
Mr. McClellan – Aye

The vote was unanimous. **Aye – 3 Nay – 0**
(Motion Passed)

5. Decision Required: Violation

RE: Neeru Monga & Natasha
Pamhani
for the use of A&N Brothers,
Inc.
t/a 3 Star Liquors
1305 W Seventh Street
Frederick, Maryland 21701
Class A, Off Sale, Beer, Wine & Liquor
License Number 11AL 1046 SU
FCLB Case Number: 5131

The Board held a violation hearing on a charge that on March 26, 2011 either directly or through an employee, the licensee allegedly sold alcoholic beverages to a minor, Chelsea Marrocco. Mrs. Thall swore in the licensees and potential witnesses. (See Attached Sign In Sheet). The licensees pled Guilty. Mrs. Sklarew stated that the license was issued on February 28, 2006 and there is no previous violation history.

MOTION ONE: Mr. Cline made a motion for a fine of \$400.

SECOND: Mr. Zimmerman seconded the motion.

FURTHER DISCUSSION

ON THE MOTION: There was no further discussion on the motion.

VOTE: Mr. Cline – Aye
Mr. Zimmerman – Aye
Mr. McClellan – Aye

The vote was unanimous. **Aye – 3 Nay – 0**
(Motion Passed)

ADJOURN

The meeting was adjourned at 8:56 am.

Respectfully submitted,

Kathy Vahle, Administrator
FREDERICK COUNTY LIQUOR BOARD

Prepared by Sandra Rees